



The State of New Hampshire  
**Department of Environmental Services**



**Thomas S. Burack, Commissioner**

Initial Stakeholder Meeting minutes  
Amendment to construction and demolition debris combustion ban at RSA 125-C:10e  
June 30, 2016

### I. Background

An initial stakeholder meeting was held on June 30, 2016 at 11 AM at the New Hampshire Department of Environmental Services offices at 29 Hazen Drive in Concord, NH. House Bill 1428 would allow the combustion of no more than 10,000 tons per year of wood residue at the Wheelabrator municipal waste combustor in Concord from November 15 through April 15. This law provides an exception to the ban on the combustion of C&D debris established in RSA 125-C:10. It requires facilities that process construction and demolition (C&D) debris do so in a manner no less stringent than the requirements of the Environmental Protection Agency's Non-Hazardous Secondary Materials Rule, 40 C.F.R. section 241.4(a)(5). NHDES must establish standards and test methods for processed C&D derived wood fuel debris prior to it being burned. This was a preliminary meeting to gather input regarding fuel standards and test methods.

### II. Attendees

James Monahan, John Tuthill, Henry Veilleux, Kerry Holmes, Susan Covert, Janet Ward, Catherine Corkery, Jay Phinizy, Shaina Kasper, Marc Morgan, Tom Prasol, Katie Lajoie, Rich Geisser, Matt Hughes; NHDES personnel Craig Wright, Mike Fitzgerald, Todd Moore, Michele Roberge, Karla McManus, Pam Hoyt-Dennison, Linda Birmingham, Paul Gildersleeve, Gary Milbury, Evan Mulholland, Felice Janelle

### III. DES Presentation

<http://des.nh.gov/organization/commissioner/fuel-standards.htm>

### IV. Questions and Comments

- DES should broaden the group of stakeholders invited to participate to include the Department of Health and Human Services and health advocates. When is next meeting and where will minutes be published?
- How are [C&D] processors regulated/permitted?
- Where will regulations reside [air or waste]?
- How will NH exercise authority over out of state processors?
- Are administrative fines improper processing being considered?
- Will there be federal sanctions or state sanctions? The State should be able to shut off/sanction a supplier.
- Can out-of-state substandard waste be precluded?
- Having an independent third party to evaluate the wood handling process built into the rules is critical.
- Where would inspections be conducted?
- Testing and inspections will be needed. Who will pay for it?
- The ability to issue an administrative order should be in the rule.

[www.des.nh.gov](http://www.des.nh.gov)

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- Did DES at any point recommend this law change?
- Add additional standards to the Wheelabrator permit.
- In other states (CA and FL) where there is more copper [in the wood] dioxin emission are higher.
- Consider multi-pollutant impacts.
- Can exposure to PFOA and sister compounds be included?

#### V. Next Steps

Comments may be forwarded to [felice.janelle@des.nh.gov](mailto:felice.janelle@des.nh.gov) at NHDES through July 15, 2016. Public hearing(s) on the draft rule are anticipated in August 2016. See <http://des.nh.gov/organization/commissioner/fuel-standards.htm> for additional information.